IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

Bail Appl..No. 2143 of 2007()

CRMP.1084/2007 of J.M.F.C.,KUNNAMKULAM

Crime No.129/07 of Vadakkekkad Police Station

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: PETITIONER/ACCUSED.

K.M.IRSHAD, S/O.MOHAMMED,
KADAVATH HOUSE, ANNARA, TIRUR TALUK,
MALAPPURAM DISTRICT.

BY ADV. SRI.T.KRISHNAN UNNI

RESPONDENTS: COMPLAINANT.

STATE OF KERALA, REPRESENTED BY
S.I. OF POLICE, VADAKKEKKAD POLICE STATION,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 2143 OF 2007

Dated this the 4th day of April, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner, who is the accused in Crime No.129/07 of Vadakkekkad Police Station, seeks his enlargement on bail. The above crime was registered for offences punishable under sections 41(1)(d) and 102 IPC consequent on the detection and arrest of the accused, who was travelling on a motor cycle at about 6.30 p.m. on 21.3.2007 with cash worth Rs.97,000/-, the possession of which he was not able to satisfactorily account. The amount was seized from his custody. The Investigating Officer filed report stating that he has already moved an application before the Enforcement Officer, Kozhikode. But the learned Public Prosecutor was not able to mention about any specific offence alleged against the petitioner. Therefore, I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Kunnamkulam and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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